

1 District Judge Ricardo S. Martinez
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 JENNIFER LYNN BARROWS,

Case No. 2:24-cv-00598-RSM

10 Plaintiff,

STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND ORDER

11 v.

12 ANDREW SCHOFER, *et al.*,
13 Defendants.
14

Noted for Consideration:
July 9, 2024

15 Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal
16 Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and
17 move to stay these proceedings through August 23, 2024. Plaintiff brings this litigation
18 pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel
19 Defendants to complete processing of Plaintiff's husband's immigrant visa application.
20 Defendants' response to the Complaint is currently due on July 9, 2024. For good cause, the
21 parties request that the Court hold this case in abeyance through August 23, 2024.

22 Courts have "broad discretion" to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
23 (1997). "[T]he power to stay proceedings is incidental to the power inherent in every court to
24 control the disposition of the causes on its docket with economy of time and effort for itself, for

1 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R.
2 Civ. P. 1.

3 The U.S. Embassy in Islamabad, Pakistan, has returned Plaintiff’s Form I-130, Petition
4 for Alien Relative, to U.S. Citizenship and Immigration Services (“USCIS”) with a
5 recommendation that the petition be revoked. USCIS previously approved the petition in 2021
6 and that is the underlying basis for the immigrant visa application at issue here. The return of
7 the petition is in process. However, Defendants cannot act on the visa application as the
8 petition is now back with USCIS. The parties need time to confer and to determine next steps
9 for this litigation.

10 Accordingly, the parties respectfully request that the instant action be stayed until
11 August 23, 2024. The parties will submit a joint status report on or before August 23, 2024.

12 DATED this 9th day of July, 2024.

13 Respectfully submitted,

14 TESSA M. GORMAN
United States Attorney

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17 *Attorney for Plaintiff*

21 *Attorneys for Defendants*

22 ***I certify that this memorandum contains 283
words, in compliance with the Local Civil
Rules.***

24 STIPULATED MOTION
[Case No. 2:24-cv-00598-RSM] - 2

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ORDER

2 The case is held in abeyance until August 23, 2024. The parties shall submit a joint
3 status report on or before August 23, 2024. It is so **ORDERED**.

DATED this 16th day of July, 2024.


RICARDO S. MARTINEZ
UNITED STATES DISTRICT JUDGE